

6-1-1643

**A Declaration and Ordinance of the Lords and Commons  
Assembled in Parliament, for the Better Securing and Setling of  
the Peace of the County of Kent, and for Enabling Them to  
Associate with the City of London, or Any Other Counties  
Adjacent. and to Raise Forces Within the Said County ... Likewise,  
Instructions for the Lord-Lieutenant, Deputy-Lieutenants, and  
Other Officers, and Commanders in the County of Kent**

Great Britain

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# DECLARATION

AND

## ORDINANCE.

Of the LORDS and COMMONS  
Assembled in PARLIAMENT,

FOR THE

Better securing and settling of the peace of the County of *Kent*, and for enabling them to associate with the City of *London*, or any other Counties adjacent. And to raise Forces within the said County, as well Horse as Foot, and therewith to give, or cause battell to be given to all such forces as are or shall be raised without the consent of both houses of Parliament; and all such persons with their Abettors and Adherents to invade, resist, put to flight, pursue, suppress, kill, slay, put to execution of death, and by all means to destroy, as enemies to the Kingdome.

Likewise, Instructions for the Lord Lieutenant, Deputy-Lieutenants, and other Officers, and Commanders in the County of *Kent*. And, that every person which shall be employed as Souldiers in this service, of the age of 16. yeeres and upwards, shall solemnly take an Oath, to be approved of by the Parliament, and they that wilfully neglect the same shall be proceeded against as Delinquents, and enemies of the peace of the Kingdome.

Die Martis, 30. Maii. 1643.

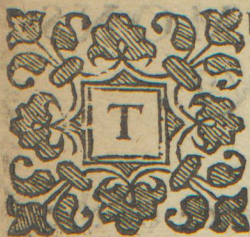
Ordered by the Lords and Commons assembled in Parliament, that this Declaration and Ordinance With the Instructions shall be forthwith printed and published.  
Jo: Brown Cler. Parliamentorum.

Printed at London, June 1. 1643.



Die Martis, 30. Maii. 1643.

A Declaration and Ordinance of the Lords and Commons in Parliament, for the better securing and settling of the Peace of the County of *Kent*, and for enabling them to associate with the City of *London*, or any other Countries adjacent.



He Lords and Commons now in Parliament assembled, being certainly informed, and by sad experience finding it true, That divers Papists, Traytors, Delinquents, and other persons ill affected to the King and Parliament, have trayterously combined and associated themselves in this Kingdome, for the utter extirpation of the true Protestant well affected party therein; and for that end have raised, and daily doe raise great Forces both of Horse and Foote, and have plundered, spoyled, and destroyed multitudes of his Majesties good Subjects, using also their utmost endeavours to bring into their assistance Forraigners of their owne Faction; all which if not speedily prevented will utterly subvert the true Protestant Religion (which is their chiefe designe) the Lawes of the Land, the Priviledges of Parliament, and the liberty of the Subject: for the timely preventing and withstanding of which mischievous designs, the well affected of the County of *Kent*, have beene, and still are desirous to have a considerable moving body of Horse and Foote raised and maintained at the charge of the said County, and to enter into association for the mutuall defence and preservation of the peace of the said County, and of all those that shall joyne with them therein: The said Lords and Commons do thereupon declare that they hold it a thing most fit and necessary for the present state of the Kingdom, and security of the said County of *Kent*, And do ordaine and declare, and be it ordained and declared by the said Lords and Commons, that the Lord-Lieutenant and Deputy-Lieutenants, Collonels, Captaines, and other Officers, that are or shall be imployed in the said County of *Kent*, the County and City of *Canterbury*, and Cinqueports, with their members, and all other well affected persons inhabitants in them, or any of them, shall and may associate themselves each with other, and with all those who shall enter into the said Association; And that the said Lord-lieutenant, and Deputy-lieutenants, or any seven or more of them, for the foresaid ends and purposes, and also for the forcing and compelling refractory persons to yeeld obedience unto the Orders and Ordinances of either, or both Houses of Parliament, shall have full Power and Authority, and are hereby authorised, to raise, arme, and maintaine a moving body of Foot, consisting of one thousand or more Volunteers,



not appear from any such warrant as a Commission of the Peace  
tiers, whereof none to be of the trained-Bands, and one, or more, of the  
Troopes of Horſe which now are or hereafter ſhall be ſubſcribed or otherw  
provided within the ſaid Countie, whereof none alſo are to be taken out of the  
Trained Forces: And alſo to nominate, conſtitute, and appoint a Major Ge-  
nerall, over the ſaid Forces, & give full power and authority to the ſaid Major  
Generall, in caſe of ſickneſſe or diſability of body, from time to time to conſti-  
tute & appoint in his ſtead ſuch truſty & able perſon as he ſhal think fit to be his  
Deputie, and in his abſence to do all things belonging to the Office of a Major  
Generall: And the ſaid Lord-lieutenant, and Deputy-Lieutenants, or any 7. or  
more of them, ſhall be, & are hereby authoriſed to Conſtitute and appoint Co-  
lonels, Lieutenant-Colonels, Serjeant-majors, Captaines, and other Officers  
over the ſaid Forces: and from time to time, in and into all convenient places to  
Leade, Conduct, Quarter, and Exerciſe, or cauſe to be lead, conducted, quar-  
tered, and exerciſed, the ſaid Forces, or any part thereof, and therewith to give  
or cauſe battell to be given to all ſuch Forces as are or ſhall be raiſed againſt,  
or without authoritie or conſent of both Houſes of Parliament, or that ſhall  
make, or endeavour to make any Invaſion, Rapine, Tumult, or Inſurrection,  
or ſhall plunder, pillage, or deſtroy any of his Maſtieſties good Subjects, And  
all and ſingular ſuch perſons, their abbetters, and adherents, to invade, reſiſt,  
put to flight, purſue, ſuppreſſe, kill, ſlay, put to execution of death, and by  
all meanes to deſtroy as enemies to the Kingdome: And to perſorme, and  
cauſe to be performed all things elſe which they ſhall in their judgements  
thinke needefull, as well for the preſervation and ſafety of the Peace of the ſaid  
Countie and places aforeſaid, as of all thoſe which ſhall joine in the ſaid Af-  
ſociation, obſerving the Inſtructions hereunto annexed, with ſuch other Di-  
rections, and Commands as they ſhall receive from time to time from both  
Houſes of Parliament, or from his Excellencie the Earle of *Effex*. And be it  
alſo Declared and Ordained, by authority aforeſaid, That the ſaid Lord-  
Lieutenant, Deputie-lieutenants, and other Inhabitants of the ſaid County,  
and every of them, and every other perſon, which is, or ſhall be employed in  
that ſervice, in what they have any way alreadie done towards the preparing  
and perfecting ſo neceſſary a worke, or ſhall hereafter doe or perſorme in pur-  
ſuance thereof, ſhall be ſaved and kept harmleſſe by the Power and Authori-  
tie of Parliament: And the ſaid Lords and Commons do hereby Declare and  
Ordaine, that neither the ſaid Forces, nor any part of them ſhall, or may at a-  
ny time be removed out of the ſaid Countie without ſpeciall Order and dire-  
ction from both Houſes of Parliament, or from his Excellencie the Earle of  
*Effex*, unleſſe it be to the aide and aſſiſtance of the Counties with whom they  
ſhall enter into aſſociation, and in purſuance of their ſaid aſſociation: And for  
the better ordering and mannaging of the ſaid Forces of Horſe and Foote, Be  
it declared and ordained, by the authoritie aforeſaid, That the ſaid Lord-lieu-  
tenant, and Deputie-Lieutenants, or any ſeven or more of them ſhall have  
hereby full power and authoritie to make, give, and execute the ſame Order



**I**nstruction for regulating and punishing the Officers, Troopers, and  
ouldiers of the said Forces, as his Excellency the Lord Generall hath done  
in his Army, and to compell them to obedience, as occasion shall require.  
And the better to defend the said County and Inhabitants thereof from all in-  
vading, plundering, and pillaging, and that speedy meanes may be used for the  
furnishing and providing of Horses, Armes, and Ammunition, making Forti-  
fications, payment of Officers, and other necessary charges; And for the re-  
payment of all such summes of money as are or hath beene already, or shall  
be advanced and subscribed, towards the forwardnesse of this Worke: It is  
hereby declared and ordained, That forthwith and from time to time, untill  
the said Forces shall by authority of both Houses be disbanded, there be rai-  
sed by way of taxe or rate within the said Countie and places aforesaid such  
summes of money for the intents aforesaid, as to the Lord-Lieutenant, Deputie-  
lieutenants, or any seven or more of them shall be thought requisite and  
necessary: And that the Deputy-Liutenants or any three or more of them  
after three monethes next ensuing the first sessement made by vertue of this  
Ordinance, shall issue forth their severall Warrants unto such persons as by  
them, or any three of them have beene, or shall be constituted and appointed  
Treasurers or Receivers of such sums of money as have beene, or at any time  
hereafter, before the said sessement or any leavies thereupon made, shall be  
lent towards the advancement of this Worke for the repayment of the same  
unto the lenders thereof, they the said lenders producing the Acquittance, or  
Acquittances of the said Treasurers or Receivers for the said moneyes lent as  
aforesaid.

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*Instructions for the Lord-Liutenant, Deputy-Liutenants, and others Officers and  
Commanders in the County of Kent, the City and County of Canterbury, and  
the Cinqueports, and members thereof, within the said County of Kent.*

**I.** **T**hat the Lord Liutenant, and Deputy-Liutenants of the said Coun-  
tie of *Kent*, of the City and County of *Canterbury*, the said Cinque-  
ports and members of the same, or any two or more of them, do with  
all convenient speed summon the severall Gentlemen, Freeholders, and other  
Inhabitants thereof, as well within the Liberties and Corporations as with-  
out, that doe beare, or are able to beare or finde Armes to such places in the  
said Counties and places aforesaid, as they hold most fitting; and at such  
meeting to take a view of what Armes and Forces may be raised, besides the  
Trained-bands in the said Counties and places, and examine the defects of  
Armes and Ammunition, and to consult of some fitting course how to have  
the want of Armes and other defects supplied; and at such meetings, or at a-  
ny other fit time, or times the said Deputy-Liutenants, or any two or more  
of the said Counties



and places aforesaid, that are able to beare or finde Armes, or to contribute towards the same, what present and imminent danger and necessitie the Kingdome is now reduced unto by the wicked advice, attempts, and conspiracies of Papists, Traitors, Delinquents, and other ill-affected persons, declaring themselves against the Parliament; And to perswade and stir them up to joyn in a mutuall defence of one another, and of all that shall associate with them, to give, provide, furnish, lend, or advance, Horse, Money, Plate, or Armes, towards the defence and preservation of the peace of the said Counties and places aforesaid, and towards the raising, furnishing, and maintaining of the Forces hereby ordained to be raised and maintained within the said Counties and places aforesaid.

I I. And for the better leavying of all sums to be assessed and set upon the said Counties and places, for the defence and preservation of the same as aforesaid, the said Lord-Lieutenant and Deputy-Lieutenants of the said Counties and places aforesaid, or any two or more of them shall and may assess and tax, or cause to be assessed and taxed the said sum and sums upon the severall Cities, Corporations, Lath, Rapes, Wapentakes, Hundreds, Townes, Hamlets, and Villages, in the said Counties and places aforesaid; And that they or any two or more of them shall and may nominate and appoint Treasurers, Collectors, and Assessors, in the said Counties and places aforesaid, for the assessing, receiving and Collecting such sum and sums of money as aforesaid; And that the Deputy-Lieutenants or any two or more of them shall and may grant Warrants under their hand and seales in writing to any Constable, Officer or any other person or persons whatsoever to raise and leavy the said sum and sums so to be assessed and taxed as aforesaid, by distresse, sale of goods, or by such other waies or means, as to the said Deputy-Lieutenants or any two of them shall be thought requisite upon all such person & persons upon whom any sum shal be assessed and set as aforesaid, that do refuse or neglect to pay the same. And in case no distresse is or may be found; then the said Deputy-lieutenants or any two or more of them shal and may commit such person and persons so refusing and neglecting to pay as aforesaid, to some common Goale; or to such other place as the said Deputy-Lieutenants or any two of them shall thinke fit, there to remaine without baile, or mainprize, untill payment be made of such sum and sums as above said, wherein speciall care shall be had and used that such sum and sums of money shall be imposed, taxed and leavied upon all Papists Delinquents, and such who have either contributed nothing upon the superscriptions and Propositions, or very small and inconsiderable sums as may in proportion equall the superscriptions and contributions of those who are wel-affected and have already liberally contributed and subscribed.

I I I. That all Sheriffs, Justices of the peace, Majors, Bayliffs, Constable, and all other His Majesties Officers, as well within Liberties as without, be from time to time aiding and assisting unto the said Lord-Lieutenant, and Dea



ty Lieutenants, in execution of the power now or heretofore to them given by both Houses of Parliament; and if they shall refuse or forbear to be aiding and assisting to them therein, that the said Lord-lieutenant and Deputy-Lieutenants or any one or more of them, shall them apprehend and imprison, or cause them to be apprehended and imprisoned, or sent up to the Parliament for further punishment as to justice shall appertaine.

I V. That if any person or persons being nominated or appointed Sessors or Collectors by vertue of this Ordinance, shall refuse or neglect to be aiding and assisting in execution of such office so enjoyned him or them, That for the first neglect of the said service the said Deputy-Lieutenants, or any two of them, shall impose upon every such Collector or Sessor so refusing or neglecting the said Service, the sum of ten pounds by way of mulct; & for his second refusall or neglect, shall punish him with imprisonment till he shall conform himselfe.

V. That the said Lord-Lieutenant and Deputy-Lieutenants, or any two or more of them, doe put in execution in the said Counties and Places aforesaid as well this present Ordinance and Instructions, as other Ordinances and Instructions formerly to them granted by both Houses of Parliament for raising of Money upon the Propositions, for the executing of the *Militia*, disarming of Papists, and other ill affected persons, or any other Ordinance of Instructions of both the Houses heretofore granted to them & now in force, And for that purpose, that they, or any two or more of them, shall have power & authority to Arm, Exercise, Train, and put in readinesse, as well all and every the trained Bands and Troops of the said Counties and Places aforesaid, and other Voluntiers both of Horse and Foot, as the said Forces of Horse and Foot raised or to be raised, or maintained by vertue of this present Ordinance, as aforesaid, and them under the command of such Colonels, Lieutnant-Colonels, Sergeant-Majors, Captaines, and other Officers, as from time to time being nominated by the said Lord-Lieutenant and Deputy Lieutenants, or any three or more of them, as shall be approved of or appointed to lead and conduct the said Forces, as well against all forraigne Power that shall in hostile manner invade the said Counties, as also against all other Forces which shall be either within the said Counties and places aforesaid, or elsewhere raised to the disturbance of the Place thereof, or which shall stand in opposition to the Orders, Commands, and Ordinances of both Houses of Parliament. And if any person or persons whatsoever shall levie, or endeavour to levie, or billet any Souldiers, or raise, draw forth, or keepe together the trained Bands of the said Counties and places, or other armed Forces thereof by colour or pretence of any Commission, Warrant or Authority from his Majesty under the great Seale, or otherwise, without order or consent of both Houses of Parliament, That they the Lord-Lieutenant and Deputy-Lieutenants, and every of them, are to make knowne to the said Trained-bands and Forces aforesaid, and other Inhabitants of the said Counties and places aforesaid, that those who shall appeare upon any such Warrant, or obey any such Commission shall



not appear upon any such Warrant as Commission, or otherwise, for the execution thereof, but conforme and submit themselves to the Ordinance of the *Militia*, and to this Ordinance and the Instructions thereupon, shall be protected by both Houses of Parliament, and also shall make known to the said Inhabitants, That hath ever been, and still shall be the care and endeavours of the Parliament to provide for His Majesties safetie, and that they do not nor never did intend any evill against His Majesties Person, His Crown, or Dignity, that His greatest safety is in the Affections and fidelity of His Subjects, and in the Advice and Councell of His Parliament. And His greatest danger is in withdrawing Himselfe from them, and joyning Himselfe to such disaffected and malignant Persons, obnoxious to Justice for their great enormities, who under colour of doing Him service, have raised Forces which they labour to increase, to the hazard of ruining Religion and the whole Kingdom.

V I. That no Treasurer or Receiver of Money lent or assessed towards the raising and maintaining of these Forces shall issue out any such Mony, but under the hands of the Deputy-Lieutenants, or two or more of them: And that the said Deputy-Lieutenants shall not signe or grant any Warrant or Warrants for the issuing or paying of any sum or sums of Money but for the furnishing of Horses, Armes, and Ammunition, making Fortifications, payment of Officers and Souldiers, or repayment of the Money already advanced or to be advanced by loane for this Service, or other necessary charges tending to the safety and preservation of the said Counties and places aforesaid, and not otherwise.

V II. That the said Lord-Lieutenant and Deputy-Lieutenants, besides the Magazines already within the said Counties and places aforesaid, shall out of the Monies to be raised, as aforesaid, provide and furnish such quantities of Arms, Ammunition, Powder, Match, and Bullet, as shall be by them, or any seven or more of them thought requisite and necessary for the furnishing of the said Forces both of Horse & Foot, to be raised armed & maintained by virtue of this Ordinance and Instructions, and for the safety and necessary defence of the said Counties, and the same being so provided to be carefully kept in some one or more Magazines for that purpose: And that as for such of the said Armes and Ammunition which after the disbanding of the said Forces, as aforesaid, shall remaine, full restitution shall be made of so many thereof as are or shall be borrowed or lent towards the present arming of the said Forces; and the residue thereof, shall be kept and preserved in store in publike Magazines for the said Counties and places aforesaid.

V III. That the said Lord-Lieutenant and Deputy-Lieutenants, or any one or more of them, shall take away and cause to be taken away, the Arms Horses, and Monies of all such persons inhabiting within the Counties and places aforesaid, as shall refuse to contribute Money, Plate, Horse, Men, or Armes upon the Propositions, or upon this Ordinance and Instructions, or upon any other Ordinance formerly made and now in force, or hereafter to proceed



shall and may in manner aforesaid, Compell all Papists, Delinquents, and persons disaffected to the Parliament, to contribute in proportion to their estates to the maintenance of the Army raised in defence of the Parliament and Kingdome, and to the Forces raised, or to be raised by vertue of this present Ordinance and Instructions.

I X. That the said Lord-Liutenant and Deputy-Liutenants, and every of them shall take care that the said forces of Horse and Foot, raised, or to be raised by vertue of this Ordinance and Instructions, so long as they shall continue in the said County, or any other County that shall associate therein, be governed according to the Lawes and Ordinances published by his Excellencie the Earle of *Essex*, and be paid out of such Moneys as shall be leaved and paid upon this Ordinance and Instructions.

X. That all and every person and persons which are, or shall be employed as Souldiers in this service, or which are of the age of sixteene yeares or upwards, inhabiting in the Counties and places aforesaid, shall for the better securing and uniting thereof, solemnly take such Covenant or Protestation, or forme of Association, as shall be agreed upon, propounded, or approved of by the Parliament, to be taken by all persons therein exceeding the said age: And that whosoever shall refuse, or willfully neglect to take the same, shall be taken within the intent and meaning of this Ordinance to be a Delinquent, and an enemy to the good and peace of the said County and Kingdom, and so to be proceeded against to all intents and purposes within this and all other Ordinances and Declarations published by authority of Parliament.

XI. That to the end all Orders and Ordinances of Parliament may be better divulged, and intelligence received and given from and to the Parliament, and that the said Lord-Lieutenant and Deputy-Lieutenants may upon all occasions receive Informations concerning the state of the said Counties and places aforesaid, and determine and advize concerning the same. It is therefore ordained, That the said Deputy-Lieutenants be hereby enjoined constantly to conveene once every moneth at the least in some one convenient place of the said Countie during the time of these publique distractions.

Lastly, for the beter securing of all such Inhabitants of the said Counties and Places aforesaid, as now are, or hereafter shall be voted Delinquents by both Houses of Parliament or either of them, or which for their disobedience or contempt already, or hereafter expressed against this or any other Ordinance of Parliament, or other proceedings thereof, or for whatsoever other cause shall be thought fit by the said Deputy-Lieutenants, or any two of them, to be committed and remaine in safe custody: The said Deputy-Lieutenants, or any two of them, are hereby authoris'd to apprehend, or by their Warrant, cause to be apprehended, and to commit all and singular such persons as aforesaid unto the next Goale, or to such other place or places as the said Deputy-Lieutenants, or any two of them shall thinke fit.